

APR 01 2005

PTO/USPO (09-04)

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**Request
for
Continued Examination (RCE)
Transmittal**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|------------------------|------------------------|
| Application Number | 09/581,804 |
| Filing Date | June 7, 2001 |
| First Named Inventor | Dollens, James Terry |
| Art Unit | 2131 |
| Examiner Name | LaForgia, Christina A. |
| Attorney Docket Number | 60197.USU1 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☒ Other Response and Information Disclosure Statement submitted on 12/03/04

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Information Disclosure Statement (IDS)

iii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.170 required)

b. ☐ Other _____

c. ☐ The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2725. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.133 and 1.17)

iii. ☐ Other _____

d. ☐ Check in the amount of \$ _____ enclosed

e. ☐ Payment by credit card (Form PTO-6035 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2036.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---------------------|------------------|------------|
| Signature | <u>Charles Vorn</u> | Date | 04-01-2005 |
| Name (Print/Type) | Charles Vorn | Registration No. | 45,315 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage on first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or otherwise transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|-------------------|---------------------|------|------------|
| Signature | <u>Charles Vorn</u> | Date | 04-01-2005 |
| Name (Print/Type) | Charles Vorn | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0199 and select option 2.

PAGE 22 * RCVD AT 4/1/2005 2:20:01 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-10 * DMS:8729306 * CSD:4049545099 * DURATION (mm:ss):01:02

Adjustment Date: 10/24/2005 SDIRETA1
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01 FC:1801 790.00 CR

10/24/2005 SDIRETA1 00000002 132725 09681804
01 FC:2801 395.00 DA

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DEPR REF

S/N 09/681,804

PATENT MAINTENANCE
DUE

PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|--------------------------------|-----------------|-----------------------|
| Applicant: | James Terry Dollens | Examiner: | Christian A. LaForgia |
| Serial No.: | 09/681,804 | Group Art Unit: | 2131 |
| Filed: | June 7, 2001 | Docket No.: | 60197.0001US01 |
| Title: | DNA Intrusion Detection Method | | |

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on August 19, 2005.

By: Belinda K. Weiss
Name: Belinda K. Weiss

REFUND REQUEST UNDER 37 C.F.R. § 1.26

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant respectfully requests a refund pursuant to 37 C.F.R. § 1.26. In particular, Applicant was charged a large entity fee of \$790.00 on April 1, 2005 for Request for Continued Examination Fee. Actually, pursuant to 37 C.F.R. § 1.17(e), a fee of only \$395.00 was owed because Applicant qualifies as a small entity. Therefore, Applicant is entitled to a refund of \$395.00.

Applicant respectfully requests that the amount of \$395.00 be refunded.

If desired, the refund may be made via the deposit account No. 13-2725 for Merchant & Gould.

Respectfully submitted,
MERCHANT & GOULD, LLC

Charles Vorndran
Charles Vorndran
Reg. No. 45,315

Merchant & Gould
P.O. Box 2903
Minneapolis, Minnesota 55402-9946
Telephone: 404.954.5100

23552

PATENT TRADEMARK OFFICE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Terry Dollens

Examiner: Christian a. LaForgia

Serial No.: 09/681,804

Group Art Unit: 2131

Filed: June 7, 2001

Docket: 60197.0001US01

Confirmation No.: 5344

Notice of Allow.
Date:

Due Date:

Title: DNA Intrusion Detection Method

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Name: Belinda K. Weiss

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552
PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Small entity status has been previously established
- ☒ Other: Refund Request Under 37 C.F.R. Section 1.26
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

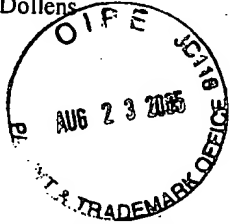
By: Charles Vorndran
Name: Charles Vorndran
Reg. No.: 45,315
CV/bkw

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Terry Dollens
Serial No.: 09/681,804
Filed: June 7, 2001
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Examiner: Christian a. LaForgia
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